

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: REZNEK et al.)	Examiner:	Lyle Alexander
)		
Application Number: 10/649,347)	Group Art Unit:	1797
)		
Filed: August 27, 2003)	Confirmation No.:	4170
)		
Docket No.: CBK03072 (3600-374-22))		

For: METHODS OF PROVIDING PRODUCT CONSISTENCY

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT PURSUANT TO 37 CFR 1.97(d)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 18, 2010

Sir:

The attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached Form PTO/SB/08. Pursuant to the current United States Patent and Trademark Office rules, no copies of U.S. Patents/Patent Application Publications are provided.

This Fifth Supplemental Information Disclosure Statement is being submitted after expiration of the three month period following filing of the above-captioned application and after receipt of a final Office Action or Notice of Allowance. A fee of \$180.00 to submit this Information Disclosure Statement is enclosed.

The undersigned hereby certifies that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

The above information is presented so that the Patent and Trademark Office can, in the first instance, determine any materiality thereof to the claimed invention. See 37 CFR 1.104(a) and 1.106(b) concerning the PTO duty to consider and use any such information. It is respectfully

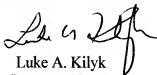
requested that the information be expressly considered during the prosecution of this application, and that the documents cited in the attached Form PTO/SB/08 be made of record therein and appear on the first page of any patent to issue therefrom.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in this application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

The Commissioner is hereby authorized to charge the amount of \$180.00 to Deposit Account No. 03-0060 for the submission of an Information Disclosure Statement fee. If there are any other fees due in connection with the filing of this response, please charge the fees to said Deposit Account.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Luke A. Kilyk", with a stylized flourish at the end.

Luke A. Kilyk
Reg. No. 33,251

Atty. Docket No.: CBK03072 (3600-374-22)
KILYK & BOWERSOX, P.L.L.C.
400 Holiday Court, Suite 102
Warrenton, VA 20186
Tel.: (540) 428-1701
Fax: (540) 428-1720
Enclosures: PTO/SB/08a, w/2 documents